

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MANFRED HACKER,

Plaintiff,

vs.

DAVID PETERSCHMIDT, DONALD
LISTWIN, JOSHUA PACE, STEVEN
PETERS, AL SNYDER, SIMON
WILKINSON, KENNETH DENMAN,
BO HEDFORS, GERALD HELD,
MASOOD JABBAR, BERNARD
PUCKETT, ALAN BLACK and
ALAN ROSSMAN,

Defendants,

-and-

OPENWAVE SYSTEMS, INC.,

Nominal Defendant.

Civ. No. 3:06-cv-03468-SI

**[PROPOSED] ORDER VACATING
THE SEPTEMBER 29, 2006 CASE
MANAGEMENT CONFERENCE DATE
AND CONTINUING THE CASE
MANAGEMENT CONFERENCE TO
NOVEMBER 3, 2006**

ORDER

Having read and considered Defendants' *Ex Parte* Application For An Order Vacating the September 29, 2006 Case Management Conference Date and Continuing the Case Management Conference to November 3, 2006, as well as all supporting and opposing papers, and good cause appearing therefore,

IT IS ORDERED THAT the case management conference date of September 29, 2006 in this action is vacated, and that the case management conference is continued to November 3, 2006, at 2 p.m.

DATED: _____, 2006


SUSAN ILLSTON
UNITED STATES DISTRICT COURT JUDGE

RESPECTFULLY SUBMITTED BY:

Dated: August 24, 2006 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

By: /s/ Amy S. Park
Garrett J. Waltzer
Amy S. Park
Attorneys for Defendants
Kenneth Denman, Bo Hedfors, Gerald Held,
Masood Jabbar and Bernard Puckett

Dated: August 24, 2006 MAYER, BROWN, ROWE & MAW LLP

By: /s/ Lee H. Rubin
Lee H. Rubin
Attorneys for Defendants
David Peterschmidt, Donald Listwin, Joshua Pace,
Steven Peters, Al Snyder, Simon Wilkinson,
and Alan Black

Dated: August 24, 2006 OPENWAVE SYSTEMS, INC.

By: /s/ Jeffrey K. Li
Jeffrey K. Li
Attorney for Nominal Defendant
Openwave Systems, Inc.